

## REMARKS

Claims 1-14 and 20 are the only active claims pending in this application. Claims 15 – 19 and 21 are canceled, without prejudice or disclaimer of subject matter, and without disclaimer of Applicant's right to further respond to the rejection of these claims, and to pursue claims through continuations based on this application. The foregoing separate sheets marked as "Listing of Claims" shows all the claims in the application, each with an indication at its first line showing the claim's current status.

### I. Claim Rejections - 35 U.S.C. § 102(e)

The Office Action rejects claims 1-2, 4-11 and 14 under 35 U.S.C. § 102(b), as being anticipated by U.S. Patent No. 6,721,804 ("Rubin"). Office Action at pages 2-12.

Applicant respectfully traverses the rejections and, without waiver and to advance the claims, Applicant submits amended language to clarify examples of distinguishing features.

Claims 1 and 5 define a portal site data device having, in respective combinations with other elements, a data reading/writing device for reading/writing data from/to a reversibly removable memory medium of a portable terminal. The reading is defined as including reading an ID from the memory of portable terminal. The writing to the memory of the portable terminal is defined as writing an address of a user specified portal, *wherein the writing appends the ID read from the portable terminal to the address of the portal and writes the portal address with the appended ID into the portable terminal memory*. Example support for this limitation is in the Specification at, for example, p. 27, lines 20-23, and at p. 36, line 17, through p. 38, line 12.

This novel claim 1 and 5 writing with the appended ID provides for extraction of the appended ID from the full address that the portable terminal subsequently outputs. *See*, for example, Specification at p. 40, line 22, through p.

41, line 5, and at p. 43, line 21, through p. 44, line 3. As disclosed, this writing with appended ID feature thereby eliminates the portable terminal having to send it ID as a separate step, thereby improving performance.

Rubin does not teach, disclose or suggest structure, or acts, performing, or capable of performing anything within the broadest reasonable meaning of reading an ID from a portable terminal, appending that to anything, much less a portal address, and then storing the address with appended ID in the portable terminal.

Rubin therefore, for at least this reason, cannot anticipate claims 1 and 5.

Claim 14 recites similar method elements including reading an ID from a portable terminal, and writing a portal address into the portable terminal appended with the read ID. Claim 14, currently amended, at lines 9-10, 17-19.

Rubin lacks these elements of ID reading and address with appended ID writing for the reasons Applicant submits above and, therefore, for at least these reasons cannot anticipate claim 14.

## **II. Claim Rejections - 35 U.S.C. § 103(a)**

### **Claims 3, 12 and 13**

The Office Action rejects claims 3, 12 and 13 under 35 U.S.C. § 103 as being unpatentable over by Rubin in view of U.S. Patent No. 6,782,253 ("Shteyn"). Office Action at pages 13-15.

Applicant respectfully traverses the rejections.

Claim 3 depends from base claim 1. Rubin lacks at least the appended ID writing feature of base claim 1. Shteyn is not cited as a teaching of, or toward this feature. Shteyn is cited as disclosing a GSM phone with a removable SIM card. Applicant submits that a GSM phone with a removable SIM card part, with respect to the base claim 1 accessing of portals from a portable terminal, is an exemplar of the problem to which Applicant's invention is directed. *See* Specification at p. 1, line 11, through p. 4, line 19.

Shteyn discloses nothing of, and suggests nothing of a URL or portal address with appended ID feature. Shteyn therefore does not cure any deficiency of Rubin's disclosure with respect to base claim 1.

Applicant therefore respectfully requests this rejection of claim 3 be reconsidered and withdrawn.

Claim 12 depends from claim 5. Claim 5 recites substantially the same feature of a data device read/write element having a feature of writing, into a memory of the portable terminal, a portal address with the appended ID read from that terminal, as recited by claim 1.

Claim 13 recites, in combination with other method elements, reading an ID from a portable terminal, and writing into a memory of the portable terminal a portal address with the appended ID read from that terminal. Claim 13, currently amended, at lines 10-11 and 18-20.

Applicant respectfully requests the rejection of claims 12 and 13 be reconsidered and withdrawn, for substantially the same reason Applicant presents with respect to claims 1 and 3.

#### **Claim 20**

The Office Action rejects claim 20 under 35 U.S.C. § 103 as being unpatentable over by Rubin in view of U.S. Patent No. 7,062,511 ("Poulsen"). Office Action at page 15 and 20.

Applicant respectfully traverses the rejections and, to advance claim 20, Applicant has amended its language to clarify features by which the claim is patentable over the scope and content of the prior art, including that established by the collection of Rubin and Poulsen.

Claim 20 recites a computer program product comprising computer executable instructions stored on a computer-readable medium which, when executed by the computer, configure the computer to perform functions including, in combination with other functions, controlling a data reading and writing device to read an ID from a portable terminal, and to write a portal

address into the portable terminal appended with the read ID. Claim 20, currently amended, at lines 4-5 and 22-24.

Rubin lacks at least the appended ID writing feature of claim 20. Poulsen is not cited as a teaching of, or toward this feature. Regardless, Poulsen discloses nothing of, and suggests nothing toward this feature. Poulsen therefore does not cure any deficiencies in Rubin with respect to claim 20. Applicant therefore respectfully requests this rejection of claim 20 be reconsidered and withdrawn.

### Conclusion

In view of the foregoing, Applicant respectfully requests that claims 1-14 and 20 be allowed, and that the application be passed to issue. Should the Examiner find the application to be other than in condition for allowance, the Examiner is respectfully invited to contact the undersigned at the local telephone number listed below to discuss, either in a telephonic or personal interview, any other changes deemed necessary to advance this application. Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-2041.

Respectfully submitted,



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